

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

SB 2535 - HB 2789

February 23, 2022

SUMMARY OF BILL: Defines “distribute” in the context of the offense of unlawful exposure to mean to transmit, sell, publish, post, display, or disseminate an image by use of a telecommunication device or otherwise.

FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Pursuant to Tenn. Code Ann. § 39-17-318, a person commits a Class A misdemeanor offense of unlawful exposure if the person distributes certain types of images of another person with the intent to cause emotional distress if the actions meet certain other criteria.
- The proposed legislation defines “distribute” in this statute.
- The proposed legislation is viewed as giving more clarity to the current statute, but not materially changing the criteria to meet the standard of an offense of unlawful exposure.
- As such, the actions described in the definition of “distribute” are assumed to be subject to prosecution under the existing statute; therefore, it is assumed that the proposed legislation will not result in a significant increase in the number of convictions for unlawful exposure.
- Any fiscal impact related to incarceration is estimated to be not significant.
- Any fiscal impact to state or local courts is estimated to be not significant.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Krista Lee Carsner".

Krista Lee Carsner, Executive Director

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